



CRM-M-12349-2024 (O&M) - 1 -

218/1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12349-2024 (O&M)
DATE OF DECISION : 20.05.2024

SHUBHAM AND ANOTHER ... PETITIONERS
V/S
STATE OF PUNJAB ... RESPONDENT

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Ranjeet Singh, Advocate for the petitioners.

Ms. Sakshi Bakshi, AAG, Punjab.

* * * *

HARPREET KAUR JEEWAN, J. (ORAL)

1. The instant petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No.240 dated 14.11.2023 registered at Police Station Division No.6, Jalandhar under Sections 452, 509, 354- A, 427, 506, 148, 149 of Indian Penal Code, 1860.

2. On 11.03.2024 following order was passed:

“xxxx 2.Learned counsel for the petitioners inter alia contends that petitioner No. 2-Mohit is not named in the FIR, though petitioner No. 1- Shubhan is named, however, he has not been attributed any injury. The petitioners are ready to join the investigation. The co-accused of the petitioners, Akash Gill @ Akash @ Baba has already been granted interim protection by this Bench, vide its order dated 15.01.2023 passed in CRM-M1185-2024 (Annexure P-3).

3. Notice of motion.

4. Having received advance copy of the petition, Ms. Himani Arora, A.A.G., Punjab, accepts notice on behalf of respondent No. 1 and seeks time to file reply.

5. Adjourned to 29.04.2024.

6. To be listed along with CRM-M-1185-2024.

7. In the meanwhile, the petitioner is directed to join investigation within ten days and in the event of arrest, he shall be released on interim bail, to the satisfaction of the arresting



CRM-M-12349-2024 (O&M) - 2 -

officer/Area Magistrate, subject to furnishing bail bonds/surety bonds, and also subject to the following conditions:-

(i) That the petitioner shall further make himself available for interrogation by a police officer as and when required.

(ii) That the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer.

(iii) That the petitioner shall not leave India without the prior permission of the Trial Court/CJM concerned. ”

3. Learned counsel for the petitioners contends that the petitioners have joined the investigation in compliance of the order passed by this Court.

4. Learned State counsel has also confirmed that the petitioners have joined investigation. State counsel further informs that custodial interrogation of the petitioners is not required.

5. In view of the aforesaid facts and the reasons recorded in the order dated 11.03.2024 and keeping in view the fact that the petitioners have joined investigation, their custodial interrogation is not required by the Investigating Agency, the present petition is allowed and the order dated 11.03.2024 granting interim bail to the petitioners is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

6. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

20.05.2024
Janki

(HARPREET KAUR JEEWAN)
JUDGE